

**REVISED**

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 07-01-09**

Date Published: January 4, 2007  
For Work Week Commencing: January 8, 2007  
Commission Meeting: January 9, 2007, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

**9:00 a.m. Weekly Scheduling** (Commission Conference Room – No Web Audio Feed)

**9:30 a.m. Business** (Bollinger Room)

**Public Comments**

**Action Items** All items identified below are for action at the Commission business meeting.

1. Qwest Corporation N2006.12.187 (Gary)

On December 15, 2006 Qwest Corporation (Qwest) filed for Commission approval a Multi-State Agreement (MSA) between Qwest and Sterling Jewelers Inc. Qwest is filing the MSA with the Commission for approval pursuant to Section 2.18 (Large Business Customers With a Multi-State Presence) of its Exchange and Network Service Tariff, and pursuant to the

Commission's April 16, 2004 Notice of Commission Action (NCA) in Docket N2003.10.149. Also pursuant to the NCA, Qwest filed proprietary cost information. The MSA is the result of bidding on a RFP issued by Sterling Jewelers for Voice, data, internet, and conferencing services for its stores within the Qwest region including its Montana locations in Billings and Missoula. The RFP sought bids from multiple providers.

Probable Motion: Move to approve the Multi State Agreement between Qwest Corporation and Sterling Jewelers Inc. in Docket No. N2006.12.187.

2. Qwest Corporation D2006.3.30 (Gary)  
Interconnection Agreement Amendment

Qwest Corporation has filed for approval with the Commission an interconnection agreement amendment between Qwest and DIECA Communications Inc. dba Covad Communications Company in Docket No. D2006.3.30. This amendment is for special rates for available inventory collocation sites. Covad is a registered telecommunications carrier in Montana. This amendment was voluntarily negotiated by the parties involved. Staff recommends approval of this amendment.

Probable Motion: Move to approve the interconnection agreement amendment between Qwest Corporation and DIECA Communications Inc. dba Covad Communications Company in Docket No. D2006.3.30.

**Work Sessions** All items identified below are for Commission discussion or action on the day designated.

1. D2006.10.152 – CenturyTel of Montana, Inc. and Bresnan Digital Service – Interconnection agreement – Discuss and act on the agreement (1/9/07)
2. N2006.4.47 and 48– Ronan Telephone and Hot Springs Telephone – Motions for Term Protective Orders – To consider and “re-approve” the motions (1/9/07)
3. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills (1/9/07)
4. **1/8/07, 1/10/07, 1/11/07, 1/12/07, all at 8:30 a.m.** – Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations;

provide direction on PSC response to bills. (Commission Conference Room)  
(1/8/07)

### **Other Meetings**

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

### **1/9/07 1:30 p.m. – NWE Informational presentation on its power supply procurement auction**

**Notice Items** All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

#### **1. CenturyTel N2006.12.193 (Scott)**

On December 22, 2006, CenturyTel filed Tariff Transmittal 06-13. With this filing CenturyTel is proposing to revise its Emergency Communications Services to include C911 Service. C911 service provides ANI (Automatic Number Identification) to the PSAP (Public Service Answering Point) but does not provide ALI (Automatic Location Identification). CenturyTel is requesting an effective date of January 20, 2007 for this filing.

#### **2. Qwest Corporation N2007.1.2 (Gary)**

On January 2, 2007 Qwest Corporation (Qwest) filed for Commission approval a Multi-State Agreement (MSA) between Qwest and Cellco Partnership (Cellco). Qwest is filing the MSA with the Commission for approval pursuant to Section 2.18 (Large Business Customers With a Multi-State Presence) of its Exchange and Network Service Tariff, and pursuant to the Commission's April 16, 2004 Notice of Commission Action (NCA) in Docket N2003.10.149. Also pursuant to the NCA, Qwest filed proprietary cost information. The MSA is the result Qwest re-signing and expanding a previous agreement with Cellco to provide telecommunications services within Qwest's incumbent territory. The services purchased by Cellco are available from other competitive carriers in addition to Qwest.

**Protective Orders – Notice Items** The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. NorthWestern Energy N2006.12.184 (Martin)

On December 22, 2006, NWE filed a Motion for Protective Order to govern disclosure of natural gas procurement information such as details of monthly costs associated with purchases and sales, details of monthly volumes associated with purchases, yearly forecasts of storage and fixed-price purchases, and target volumes associated with long-term hedging strategies. NWE argues this information is trade secret and confidential business information.

2. Cut Bank Gas N2007.1.1 (Martin)

On January 2, 2007, CBG filed a Motion for Term Protective Order to govern disclosure of certain information required in annual reports to the PSC. CBG requests protection of the wages, salaries, fees, compensation, and benefits received by CBG employees, management, and directors. CBG requests the protective order be in effect for a term of four years. CBG argues the identified information is protectible under the right to individual privacy, including as provided by Art. II, Sec. 10, of the Constitution of Montana.

**Protective Orders – Information Items** The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

**Information Items** All items identified below are for information only.

**New Filings Received in Past Week**

D2006.12.192 – CenturyTel – Application for approval of the adoption by 360networks of the agreement for terms and conditions for interconnection between CenturyTel and IDT America

D2006.12.193 – CenturyTel – Tariff transmittal no. 06-13 Revise its emergency communications service to include C911 service

N2007.1.1 – Cut Bank Gas Company – Request for term protective order  
pertaining to annual report to be filled during the next four-year period

N2007.1.2 – Qwest Corporation – Amended multi-state agreement between  
Qwest and Cellco Partnership